

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MADISON SQUARE GARDEN, L.P.,
:
Plaintiff,
:
- against - No. 07 CIV. 8455 (LAP)
:
NATIONAL HOCKEY LEAGUE, NA- **MOTION TO DISMISS OR IN**
TIONAL HOCKEY LEAGUE ENTER- **THE ALTERNATIVE FOR**
PRISES, L.P., NHL INTERACTIVE CYBER- **PARTIAL SUMMARY**
ENTERPRISES, LLC., NHL ENTERPRISES : **JUDGMENT**
CANADA, L.P., and NHL ENTERPRISES, :
B.V., : Electronically Filed
:
Defendants. :
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MOTION TO DISMISS
OR IN THE ALTERNATIVE FOR PARTIAL SUMMARY JUDGMENT

Pursuant to Rule 12 of the Federal Rules of Civil Procedure defendants National Hockey League, NHL Enterprises, L.P., NHL Interactive CyberEnterprises, L.L.C., NHL Enterprises Canada, L.P., and NHL Enterprises, B.V. (collectively, "Defendants") hereby move to dismiss plaintiff Madison Square Garden, L.P.'s First Amended Complaint for Injunctive Relief with prejudice. In the alternative, Defendants move for partial summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure. The grounds for the motion are set forth in Defendants' Memorandum of Law, and are further supported by the Declaration of Shepard Goldfein and the exhibits attached

thereto and Defendants' Local Rule 56.1 Statement of Undisputed Material Facts, all of which are submitted herewith.

Dated: June 2, 2008

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